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10 Attorneys for Fire Victim Trustee

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12 **UNITED STATES BANKRUPTCY COURT**
13 **NORTHERN DISTRICT OF CALIFORNIA - SAN FRANCISCO DIVISION**
14

15 **In re:**

16 **PG&E CORPORATION,**

17 -and-

18 **PACIFIC GAS AND ELECTRIC**
19 **COMPANY,**

20 **Debtors.**

- 21 ☐ Affects PG&E Corporation
22 ☐ Affects Pacific Gas and Electric Company
23 ☒ Affects both Debtors

24
25 **All papers shall be filed in the Lead Case, No.*
26 *19-30088 (DM).*
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Bankruptcy Case No. 3:19-bk-030088 DM

Chapter 11
(Lead Case)
(Jointly Administered)

**NOTICE OF MOTION AND MOTION
OF FIRE VICTIM TRUSTEE
PURSUANT TO FEDERAL RULE OF
BANKRUPTCY PROCEDURE 2004
FOR ENTRY OF AN ORDER
AUTHORIZING DISCOVERY FROM
ADVENTIST HEALTH SYSTEM/WEST
AND ADVENTIST HEALTH FEATHER
RIVER AND SERVICE OF A
SUBPOENA ON FACTOR MUTUAL
INSURANCE COMPANY**

Response Deadline:
November 23, 2021 (Pacific Standard Time)

Hearing Date: December 7, 2021
Time: 10:00 a.m. (PST)
Via Zoom or AT&T Only

1 TO: THE HONORABLE DENNIS MONTALI, AND ALL INTERESTED PARTIES:

2 PLEASE TAKE NOTICE that on December 7, 2021, at 10:00 a.m. in Courtroom 17 located
3 at 450 Golden Gate Avenue, 16th Floor, San Francisco, CA 94102, a hearing will be held before the
4 Honorable Dennis Montali, United States Bankruptcy Judge on the Motion Of Fire Victim Trustee
5 Pursuant To Federal Rule Of Bankruptcy Procedure 2004 For Entry Of An Order Authorizing
6 Discovery From Adventist Health System/West And Adventist Health Feather River And Service
7 Of A Subpoena On Factor Mutual Insurance Company (the “Motion”) filed by The Hon. John K.
8 Trotter (Ret.) as Trustee of the Fire Victim Trust (the “FV Trustee”), in the above-captioned
9 Chapter 11 cases of PG&E Corporation, et al. (the “Chapter 11 Case”).

10 The Motion is made pursuant to Federal Rule of Bankruptcy Procedure 2004 and Local
11 Bankruptcy Rule 2004-1(a). By this Motion, the FV Trustee seeks entry of an order authorizing
12 discovery from Adventist Health System/West (“Adventist Health”) and Feather River Hospital
13 d/b/a/ Adventist Health Feather River (“AHFR,” collectively “Adventist Health”) and the service of
14 a subpoena on Adventist Health’s insurer Factory Mutual Insurance Company so that the FV
15 Trustee can accurately evaluate and fully administer the Proofs of Claim filed by Adventist Health
16 in accordance with the Plan, the Confirmation Order, the Fire Victim Trust Agreement and the Fire
17 Victim Claims Resolution Procedures.

18 PLEASE TAKE FURTHER NOTICE that the Motion is based upon the Notice of Motion
19 and Motion, the concurrently filed Declaration of Eric R. Goodman, all pleadings and papers on
20 file herein, arguments and representations of counsel, and any oral or documentary evidence
21 presented at or prior to the time of the hearing.

22 PLEASE TAKE FURTHER NOTICE that any party in interest objecting to the relief
23 sought in the Motion shall submit any such objection in writing and file same with the Court and
24 serve such objection no later than **November 23, 2021** on counsel for the FV Trustee.

25 PLEASE TAKE FURTHER NOTICE that failure of a party in interest to file and serve a
26 timely written objection to the Motion may be deemed by the Court to constitute such party’s
27 consent to all of the relief requested in the Motion.

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1 PLEASE TAKE FURTHER NOTICE that due to the courthouse closure, all hearings will
2 be conducted by telephone or video conference (unless otherwise noted). No hearings will be
3 conducted in person. Please review the instructions on the specific calendar page (pdf) posted on
4 the Court's website for telephonic or video appearances for Judge Dennis Montali. There is no cost
5 for either services.

6 PLEASE TAKE FURTHER NOTICE that pursuant to Sixth Amended General Order 38
7 issued on March 5, 2021:

8 "All interested parties should consult the Bankruptcy Court's website at
9 www.canb.uscourts.gov for information about court operations during the
10 COVID-19 pandemic. The Bankruptcy Court's website provides information
11 regarding how to arrange a telephonic or video appearance. If you have any
12 questions regarding how to appear at a court hearing, you may contact the
13 Bankruptcy Court by calling 888-821-7606 or by using the Live Chat feature
14 on the Bankruptcy Court's website."
15

16 DATED: November 9, 2020

BROWN RUDNICK LLP

17 By: /s/ Eric R. Goodman
18 ERIC R. GOODMAN
19 (admitted *pro hac vice*)

20 Counsel to the Fire Victim Trustee
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